

REGULAR MEETING OF THE TOWN OF DARIEN

JULY 2, 2025

MINUTES OF THE DARIEN TOWN BOARD: Supervisor Stephen Ferry, Council Members Timothy Benten, Michael Fix, Michael Grant, David Krzemien, and Town Clerk Alice Calmes.

A special meeting of the Darien Town Board, County of Genesee, and State of New York was held at the Town Hall, 10569 Allegany Road, Darien Center, NY on July 2, 2025

PRESENT:	Stephen Ferry	Supervisor
	David Krzemien	Councilman
	Timothy Benten	Councilman
	Michael Fix	Councilman
	Michael Grant	Councilman
	Alice Calmes	Town Clerk

ABSENT:

OTHERS PRESENT: Neil Marzolf, Jr – Highway Superintendent; and members of the public

At 7:30 PM the meeting was called to order and recited the Pledge to the Flag.

RESOLUTION #82

MEETING MINUTES

Councilman Grant offered a resolution to waive the formal reading of the minutes in lieu of the posted minutes with no changes and accept the June 4, 2025, minutes as submitted; second by Councilman Krzemien.

AYES 5 Grant, Benten, Fix, Krzemien, and Ferry

NAYS 0

RESOLUTION #83

TOWN OF DARIEN

RESOLUTION APPROVING THE ACQUISITION OF EASEMENTS BY THE MONROE COUNTY WATER AUTHORITY PURSUANT TO §1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW

Adopted: July 2, 2025

WHEREAS, the Town Board of the Town of Darien met at a regular board meeting at the Town Hall of the Town of Darien, located at 10569 Alleghany Road in Darien Center, New York on the 2nd day of July, 2025, commencing at 7:30 p.m. at which time and place the following members were:

Present:	Supervisor	Stephen Ferry, Jr.
	Councilmember	David Krzemien
	Councilmember	Timothy Benten
	Councilmember	Michael Fix
	Councilmember	Michael Grant

Absent: _____

WHEREAS, all Board Members, having due notice of said meeting, and that pursuant to Article 7, §104 of the Public Officers Law, said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, The Monroe County Water Authority ("Authority") intends to provide public water service to 10572 Harlow Road and 1262 Broadway Road located in the Town of Darien; and

WHEREAS, the property owner has elected to retain and maintain the private well water source(s) on the premises and maintain separation between the plumbing that contains the public water (the "public system") and the plumbing that contains the well water (the "private system"); and

WHEREAS, the acquisition of the permanent irrevocable access easement is necessary to allow the Authority to inspect the public and private systems to make sure they are not interconnected as required by the New York State Sanitary Code; and

WHEREAS, the easement is located along the frontage of 10572 Harlow Road (Tax Acct. No. 9.-1-16.118), which is owned by Nick Ciccarelli and 1262 Broadway Road (Tax Acct. No. 10.0-1-25.1), which is owned by Michael S. Wozniak, David A. Wozniak and Mark G. Wozniak; and

WHEREAS, §1096(6-a) of New York's Public Authorities Law requires the Authority to obtain the prior approval of the Town Board for the above-referenced acquisition; and

WHEREAS, Monroe County Water Authority and the Town of Darien agree that this easement granted herein, shall be construed as to have been granted to both, the Monroe County Water Authority and the Town of Darien to the extent that the Town of Darien may in the future, assume operation of its water districts, any easements maintained or attained by the Monroe County Water Authority are hereby conferred, given and permitted to the Town of Darien, to the same extent they were granted to the Monroe County Water Authority; and

NOW ON MOTION OF Stephen Ferry, Jr. which has been duly seconded by Timothy Benten, now therefore, be it

RESOLVED, that the Town hereby approves of the Authority's acquisition of the permanent irrevocable access easement located at 10572 Harlow Road and 1262 Broadway Road in accordance with §1096(6-a) of the New York Public Authorities Law; and be it further

RESOLVED, Monroe County Water Authority and the Town of Darien agree that this easement granted herein, shall be construed as to have been granted to both, the Monroe County Water Authority and the Town of Darien to the extent that the Town of Darien may in the future, assume operation of its water districts, any easements maintained or attained by the Monroe County Water Authority are hereby conferred, given and permitted to the Town of Darien, to the same extent they were granted to the Monroe County Water Authority; and be it further

RESOLVED, that a copy of this resolution be provided to the Authority.

Ayes: 5

Nays: 0

Abstain: 0

Quorum Present: ☐ Yes ☐ No

Dated: July 2, 2025

Alice Calmes, Town Clerk
Town of Darien

[SEAL]

TOWN BOARD MEETING

JULY 2, 2025

RESOLUTION #84

NYS S&I SUPP. AGREEMENT 2

Supervisor Ferry offered a resolution to authorize the Town Highway Superintendent to sign the NYS Snow and Ice Supplemental Agreement No. 2 Contract No. D014839 with New York State; second by Councilman Grant.

AYES 5 Ferry, Grant, Krzemien, Benten, and Fix

NAYS 0

RESOLUTION #85

COMP PLAN

Supervisor Ferry offered a resolution to task the Darien Town Planning Board to review and update the Darien Comp Plan for acceptance by the Town Board; second by Councilman Fix.

AYES 5 Ferry, Fix, Benten, Krzemien, and Grant

NAYS 0

RESOLUTION #86

EXPEND MONEY

Supervisor Ferry offered a resolution to expend money to assist in Comp Plan review as per the 2025 Budget; second by Councilman Fix.

AYES 5 Ferry, Fix, Benten, Krzemien, and Grant

NAYS 0

RESOLUTION # 87

CLEANING

Supervisor Ferry offered a resolution to sign an agreement on an extension agreement with Warren's Cleaners for 2025-2026 season and include having the windows washed in accordance with the July 1, 2025 quote; second by Councilman Benten.

AYES 5 Ferry, Benten, Fix, Grant, and Krzemien

NAYS 0

Notifications

The 2026 Budget process will be starting; all information will be requested by mid-August.

Sewer force main update: the contractor is approximately 5% completed, starting in Corfu and working south.

Health insurance increased 18.33% for next year.

HIGHWAY – everything is in good working order. First mowing is done, starting on the 2nd mowing. Sealed Harlow and Sharrick with oil & stone/ Working with other towns and the county. Trimmed around signs. The State Snow & Ice contract is about \$53,000 more due to the winter, waiting on the last 1/3. S&I is supposed to be updating the equipment part of the contract. CHIPs came through about \$16,000 more.

BUILDING INSPECTOR – have quite a few projects going on in town.

ENGINEER – sewer project work

TOWN CLERK – Clerk's office will be closed July 3rd – July 5th. Happy 4th of July.

TREATMENT PLANT – numbers are good, took ride to see what's going on with the sewer project; they are moving along good. They will have to go back for a few clean up jobs but have mostly been keeping up with the clean up as they go.

Councilman Krzemien asked about a property on Ganson if it was on Darien's side; the house is abandoned, and kids have been partying there. It looks pretty bad.

RESOLUTION #88

SUPERVISOR CASH REPORT

Councilman Fix offered a resolution to accept the Supervisor's Cash report for the month of May 2025; second by Councilman Krzemien.

AYES 5 Fix, Krzemien, Grant, Benten and Ferry

NAYS 0

TOWN BOARD MEETING

JULY 2, 2025

RESOLUTION #89

ABSTRACT

Councilman Fix offered a resolution to pay the bills in accordance with the abstract; second by Councilman Grant. Special Zoning 1 for \$100.00; General Fund 143 – 172 for \$29,918.02; Highway Fund 71 – 82 for \$189,602.90; Sewer 40 – 46 for \$2,796.33; Capital Checking – Sewer 22 – 26 for \$59,397.63; and CDBG 1 for \$168,460.40.

AYES 5 Fix, Grant, Krzemien, Benten, and Ferry

NAYS 0

RESOLUTION #90

ADJOURN

At 8:53 pm, Supervisor Ferry offered a resolution to adjourn; second by Councilman Benten.

AYES 5 Ferry, Benten, Fix, Grant, and Krzemien

NAYS 0

Alice E. Calmes, Town Clerk